



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:  
Kenneth Lawrence Accardi et al.

Serial No.: 09/224,262

Filed: December 31, 1998

For: MEDICAL DIAGNOSTIC SYSTEM  
REMOTE SERVICE METHOD AND  
APPARATUS

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Group Art Unit: 2771

Examiner: Chen, Te Y.

Atty. Docket: GEMS:0038/YOD  
15-SV-4834

Technology Center 2100

Assistant Commissioner  
for Patents  
Washington, D.C. 20231

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date below:	
February 18, 2003	<i>Synda Howell</i>
Date	Lynda Howell

**RESPONSE TO  
OFFICE ACTION MAILED NOVEMBER 20, 2002**

Dear Sir:

This is in response to the Office Action mailed on November 20, 2002. The points raised by the Examiner have been carefully considered, and are addressed in detail below.

**Provisional Double Patenting Rejection**

In the Office Action, claims 1-28 now pending in the application were rejected. The claims were first rejected under the judicially created doctrine of double patenting. In particular, the Examiner indicated that the claims are believed to be unpatentable over claims 1-44 of co-pending application Serial No. 09/199,506. Applicants believe that the claims are not unpatentable over the cited application, but would consider filing of a